

JAN 31 2008

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
DANVILLE DIVISION

BRENDA BARTS BRYANT

Plaintiff,

V.

MICHAEL J. ASTRUE,  
Commissioner of Social Security

Defendant.

Case No. 4:07CV00015


## ORDER

By: Jackson L. Kiser  
Senior United States District Judge

The Commissioner of Social Security has motioned under 42 U.S.C. § 405(g) to remand this case due to Social Security Administration's apparent inability to locate the recording of the hearing in question at this time. This is clearly "good cause" for a remand in this matter, and accordingly Magistrate Judge B. Waugh Crigler, to whom this case was assigned, has recommended that I grant this motion. Plaintiff has not opposed the motion or objected to the Magistrate Judge's recommendation. Therefore, I will grant the Commissioner's *Motion for Remand*. This case will be **REMANDED** pursuant to 42 U.S.C. § 405(g) and dismissed without prejudice from the active docket of this Court.

The Clerk is directed to send a certified copy of this *Order* to all counsel of record.

Entered this 31<sup>st</sup> day of January, 2008.

  
Senior United States District Judge